



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/822,484	04/12/2004	Joseph M. Asher	03-6157	3028
63710 7590 12/03/2009 INNOVATION DIVISION CANTOR FITZGERALD, L.P. 110 EAST 59TH STREET (6TH FLOOR) NEW YORK, NY 10022				
EXAMINER COLBERT, ELLA				
ART UNIT		PAPER NUMBER		
3696				
MAIL DATE		DELIVERY MODE		
12/03/2009		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**Application No.****Applicant(s)**

10/822,484

ASHER ET AL.

**Response to Rule 312 Communication****Examiner****Art Unit**

Ella Colbert

3696

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

1. ☒ The amendment filed on 03 November 2009 under 37 CFR 1.312 has been considered, and has been:

- a) ☒ entered.
- b) ☐ entered as directed to matters of form not affecting the scope of the invention.
- c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

- d) ☐ disapproved. See explanation below.
- e) ☐ entered in part. See explanation below.

The IDS filed 10/14/09 has been considered and entered and attached, the claims have been renumbered on the Index of claims and claims issue forms, and all other forms and communication are attached to this response. Claims 1, 4-13, 15, 16, 25-29, 37-47, 55-67, and 70-73 are pending. Claims 3, 17-24, 34-36, 48-54, 68, 69, and 73 have been cancelled and claims 1, 4-13, 15, 16, 25-29, 37-47, 55-67, and 70-73 are allowed in this amendment under 37 CFR 1.312.

/Ella Colbert/  
Primary Examiner, Art Unit 3696